

Notice of Allowability

Application No.

10/693,526

Examiner

Dac V. Ha

Applicant(s)

OSHIMA ET AL.

Art Unit

2611

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment filed on 03/20/07.
2. ☒ The allowed claim(s) is/are 22-30, renumbered as 13-21, respectively.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

Dac V. Ha
Primary Examiner
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DETAILED ACTION

1. This office action is in response to the amendment filed on 03/20/07.

Allowable Subject Matter

2. Claims 22-30 are allowed.
3. The following is a statement of reasons for the indication of allowable subject matter:

Upon further consideration and comparison with prior art of record (closest reference, Sako et al. – US 5,148,422), examiner agrees with applicant's argument in the REMARKS filed on 03/20/07. Particularly, prior art of record, taking individually or collectively, fails to fairly teach method and apparatus for signal transmission including a particular signal structure "time-division-multiplexing a frame sync data, a first block sync data, a first block data, a second block sync data and a second block data included in each frame in this order, to produce a data stream including a plurality of frames; wherein the first block sync data is located following the frame sync data, the first block data is located following the first block sync data, the second block sync data is located following the first block data, and the second block data is located following the second block sync data, and wherein the frame sync data is used for both synchronization of the frame and identification of the head of the frame", as claimed in independent claim 22 and similarly in independent claims 23, 24, 28-30. Thus, claims 22-30 are found to be novel and unobvious over prior art of record.

Information Disclosure Statement

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4. The information disclosure statement (IDS) submitted on 07/12/07 was filed before the mailing of a first Office Action after the filing of an RCE on 03/20/07. The submission is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statement is being considered by the examiner.

Also, a copy of Form PTO 1449, sheet 1, filed on 04/05/06, is included.

Particularly, reference 2005/0922922 is crossed out from Form PTO 1449.

Authorization was given by Mr. Jeffrey R. Filipek (Reg. No. 41,471) on March 08th, 2007.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dac V. Ha whose telephone number is 571-272-3040. The examiner can normally be reached on 5/4.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jay Patel can be reached on 571-272-2988. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

A handwritten signature in dark ink, appearing to read 'Dac V. Ha', with a long horizontal flourish extending to the right.

Dac V. Ha
Primary Examiner
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